

ORIGINAL



0000035674

RECEIVED

396

FENNEMORE CRAIG, P.C.
A Professional Corporation
Jay L. Shapiro (No. 014650)
Patrick J. Black (No. 017141)
3003 North Central Avenue
Suite 2600
Phoenix, Arizona 85012
Telephone (602) 916-5000

2005 DEC -8 P 4: 36

AZ CORP COMMISSION
DOCUMENT CONTROL

Attorneys for Circle City Water Company, L.L.C.

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF CIRCLE CITY WATER COMPANY, LLC
FOR APPROVAL OF A HOOK-UP FEE
TARIFF.

DOCKET NO. W-03510A-05-0145

IN THE MATTER OF THE APPLICATION
OF CIRCLE CITY WATER COMPANY, LLC
FOR AN EXTENSION OF ITS EXISTING
CERTIFICATE OF CONVENIENCE AND
NECESSITY FOR WATER SERVICE.

DOCKET NO. W-03510A-05-0146

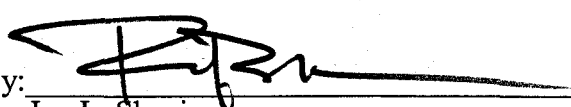
NOTICE OF ERRATA

On December 5, 2005, Circle City Water Company, L.L.C. filed a Notice of Compliance for Decision No. 68246. Attached hereto as Exhibit A is Circle City Water Company's Curtailment Plan Tariff, which replaces Exhibit A of this original Notice of Compliance filed December 5, 2005.

DATED this 8th day of December, 2005.

FENNEMORE CRAIG, P.C.

By:


Jay L. Shapiro
Patrick J. Black
Attorneys for Circle City Water
Company, L.L.C.

1 ORIGINAL and 15 copies filed this
2 8 day of December, 2005:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 COPY delivered this 8 day of December, 2005:

8 Yvette Kinsey, Administrative Law Judge
9 Hearing Division
10 Arizona Corporation Commission
11 1200 West Washington Street
12 Phoenix, AZ 85007

13 David Ronald, Staff Attorney
14 Legal Division
15 Arizona Corporation Commission
16 1200 West Washington Street
17 Phoenix, AZ 85007

18 COPY mailed this 8 day of December, 2005:

19 Gale Graves
20 144 Peretz Circle
21 Morristown, AZ 85342

22 Chief Harry Dame
23 Circle City/Morristown Vol. Fire Dept.
24 P. O. Box 26
25 Morristown, AZ 85342

26 By: Sandra Baker

1740527.1/20496.003

EXHIBIT

A

		Revised	SHEET NO.	
Circle City Water Company, LLC		Revised	SHEET NO	
	All Service Areas			
	(Name of Service Area)			

CURTAILMENT PLAN FOR: CIRCLE CITY WATER COMPANY, LLC

ADEQ Public Water System Number: 07-112

Circle City Water Company, LLC ("Company") is authorized to curtail water service to all customers within its certificated area under the terms and conditions listed in this tariff.

This curtailment plan shall become part of the Arizona Department of Environmental Quality Emergency Operations Plan for the Company.

The Company shall notify its customers of this new tariff as part of its next regularly scheduled billing after the effective date of the tariff or no later than sixty (60) days after the effective date of the tariff.

The Company shall provide a copy of the curtailment tariff to any customer, upon request.

Stage 1 Exists When:

Company is able to maintain water storage in the system at 100 percent of capacity and there are no known problems with its well production or water storage in the system.

Restrictions: Under Stage 1, Company is deemed to be operating normally and no curtailment is necessary.

Notice Requirements: Under Stage 1, no notice is necessary.

Stage 2 Exists When:

- a. Company's water storage or well production has been less than 80 percent of capacity for at least 48 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 2, the Company may request the customers to voluntarily employ water conservation measures to reduce water consumption by approximately 50 percent. Outside

ISSUED:			EFFECTIVE:	
	Month Day Year			Month Day Year
		ISSUED BY: Robert T. Hardcastle		Oct. 25 2005
		3101 State Road		
		Bakersfield, CA 93308		
		Decision No. 68246		

		Revised	SHEET NO.	
Circle City Water Company, LLC		Revised	SHEET NO	
	All Service Areas (Name of Service Area)			

watering should be limited to essential water, dividing outside watering on some uniform basis (such as even and odd days) and eliminating outside watering on weekends and holidays.

Notice Requirements: Under Stage 2, the Company is required to notify customers by delivering written notice door to door at each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.

Stage 3 Exists When:

- a. Company's total water storage or well production has been less than 50 percent of capacity for at least 24 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 3, Company shall request the customers to voluntarily employ water conservation measures to reduce daily consumption by approximately 50 percent. All outside watering should be eliminated, except livestock, and indoor water conservation techniques should be employed whenever possible. Standpipe service shall be suspended.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such Notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Beginning with Stage 3, Company shall post at least 2 signs showing the curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to major subdivisions served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 3.

Once Stage 3 has been reached, the Company must begin to augment the supply of water by either hauling or through emergency interconnect with an approved water supply in attempt to

ISSUED:			EFFECTIVE:	
	Month Day Year			Month Day Year
		ISSUED BY: Robert T. Hardcastle		Oct. 25 2005
		3101 State Road Bakersfield, CA 93308		
		Decision No. 68246		

		Revised	SHEET NO.	
Circle City Water Company, LLC		Revised	SHEET NO	
	All Service Areas			
	(Name of Service Area)			

maintain the curtailment at a level no higher than Stage 3 until a permanent solution has been implemented.

Stage 4 Exists When:

- a. Company's total water storage or well production has been less than 25 percent of capacity for at least 12 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 4, Company shall inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- ◆ Irrigation of outdoor lawns, trees, shrubs, or any plant life is prohibited
- ◆ Washing of any vehicle is prohibited
- ◆ The use of water for dust control or any outdoor cleaning uses is prohibited
- ◆ The use of drip or misting systems of any kind is prohibited
- ◆ The filling of any swimming pool, spas, fountains or ornamental pools is prohibited
- ◆ The use of construction water is prohibited
- ◆ Restaurant patrons shall be served water only upon request
- ◆ Any other water intensive activity is prohibited

The Company's operation of its standpipe service is prohibited. The addition of new service lines and meter installations is prohibited.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.

ISSUED:			EFFECTIVE:	
	Month Day Year			Month Day Year
		ISSUED BY: Robert T. Hardcastle		Oct. 25 2005
		3101 State Road		
		Bakersfield, CA 93308		
		Decision No. 68246		

		Revised	SHEET NO.	
Circle City Water Company, LLC		Revised	SHEET NO	
	All Service Areas			
	(Name of Service Area)			

2. Company shall post at least 2 signs showing curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to major subdivisions served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering Stage 4.

Once Stage 4 has been reached, the Company must augment the supply of water by hauling or through an emergency interconnect from an approved supply or must otherwise provide emergency drinking water for its customers until a permanent solution has been implemented.

Customers who fail to comply with the above restrictions will be given a written notice to end all outdoor use. Failure to comply within two (2) working days of receipt of the notice will result in temporary loss of service until an agreement can be made to end unauthorized use of outdoor water. To restore service, the customer shall be required to pay all authorized reconnection fees. If a customer believes he/she has been disconnected in error, the customer may contact the Commission's Consumer Services Section at 1-800-222-7000 to initiate an investigation.

ISSUED:			EFFECTIVE:	
	Month Day Year			Month Day Year
		ISSUED BY: Robert T. Hardcastle		Oct. 25 2005
		3101 State Road		
		Bakersfield, CA 93308		
		Decision No. 68246		